

ESTTA Tracking number: **ESTTA714093**

Filing date: **12/11/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91221839
Party	Plaintiff Kind LLC
Correspondence Address	MARGARITA WALLACH MCARTER & ENGLISH LLP 245 PARK AVENUE, 27TH FLOOR NEW YORK, NY 10167 UNITED STATES mwallach@mccarter.com, apang@mccarter.com, dlynch@mccarter.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Margarita Wallach
Filer's e-mail	mwallach@mccarter.com, lshyavitz@mccarter.com, rdesalvo@mccarter.com, apang@mccarter.com
Signature	/mw/
Date	12/11/2015
Attachments	KINDHUB Consent Motion.pdf(17227 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

KIND Management Inc.,)	
)	Opposition No. 91221839
)	
v.)	
)	
)	
KINDHUB, LLC,)	
)	
Applicant.)	
)	

**CONSENTED TO MOTION TO EXTEND THE DISCOVERY PERIOD
AND TRIAL DATES**

The parties, by and through their counsel, have agreed to extend all deadlines, with the Board's approval, for thirty (30) days. Accordingly, the parties move that such dates be extended as follows:

Initial Disclosures Due:	01/11/2016
Expert Disclosure Due:	05/10/2016
Discovery Closes:	06/09/2016
Plaintiff's Pretrial Disclosures:	07/24/2016
Plaintiff's 30-day Trial Period Ends:	09/07/2016
Defendant's Pretrial Disclosures:	09/22/2016
Defendant's 30-day Trial Period Ends:	11/06/2016
Plaintiff's Rebuttal Disclosures:	11/21/2016
Plaintiff's 15-day Rebuttal Period Ends:	12/21/2016

The grounds for this stipulated motion are that the parties are negotiating a potential settlement.

Opposer has secured the express consent of all parties to this proceeding for the extension and resetting of dates requested herein.

Opposer has provided an e-mail address herewith for itself and for the Applicant so that any order on this motion may be issued electronically by the Board.

Based on the foregoing, the parties respectfully request that the discovery and trial schedule be extended and that the testimony periods be reset accordingly, as set forth above.

This request is made in good faith and not for purposes of delay.

Date: December 11, 2015

Respectfully submitted,

McCarter & English, LLP

By: /Margarita Wallach/
Margarita Wallach
Gary H. Fechter
Lori Shyavitz
Alice M. Pang
Attorneys for Opposer
KIND Management Inc.
245 Park Ave, 27th Floor
New York, NY 10167
Tel: (212) 609-6800
Fax: (212) 609-6921
mwallach@mccarter.com
lshyavitz@mccarter.com
gfechter@mccarter.com
apang@mccarter.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served on counsel for Applicant by First Class Mail at the following address:

Joel D. Leviton
Stinson Leonard Street LLP
150 South 5th Street, Ste. 2300
Minneapolis, Minnesota 55402
trademark.mpl@stinsonleonard.com
joel.leviton@stinsonleonard.com

Dated: December 11, 2015

Alice Pang